

## Message Text

LIMITED OFFICIAL USE

PAGE 01 BERLIN 01414 170837Z

11

ACTION EUR-25

INFO OCT-01 ADP-00 CIAE-00 DODE-00 PM-07 H-03 INR-10 L-03

NSAE-00 NSC-10 PA-03 RSC-01 PRS-01 SS-15 USIA-15

ACDA-19 IO-13 MBFR-03 SAJ-01 TRSE-00 RSR-01 /131 W

----- 110629

R 171736Z AUG 73

FM USMISSION BERLIN

TO SECSTATE WASHDC 2253

INFO AMEMBASSY BONN

AMEMBASSY LONDON

AMEMBASSY MOSCOW

USMISSION NATO

AMEMBASSY PARIS

LIMITED OFFICIAL USE BERLIN 1414

EO 11652 N/A

TAGS: PFOR, GE, GW

SUBJECT: GDR REACTION ON FRG CONSTITUTIONAL COURT DECISION

REF: A. BONN 10905

B. BONN 11169

1. NEUES DEUTSCHLAND (ND) PUBLISHED ON AUGUST 16  
ITS FIRST COMMENTARY ON FRG CONSTITUTIONAL COURT'S  
DECISION REGARDING FRG-GDR GENERAL RELATIONS TREATY. ND  
PIECE, WHICH VERY SIMILAR TO EARLIER COMMENTARIES ON  
SUBJECT BY SOVIET MEDIA (E.G. RADIO MOSCOW ON AUGUST 8),  
DISMISSES COURT'S INTERPRETATIONS OF GRT AS CONTRARY TO  
TREATY PROVISIONS, DIVORCED FROM REALITY. AND DESERVING TO BE TOSSED  
ON TRASH HEAP OF HISTORY. STRESSING THAT ONLY GRT  
ITSELF HAS VALIDITY, ND ASSERTS THAT LETTER AND SPIRIT  
OF TREATY LEAVE NO ROOM FOR "INNER-GERMAN EXERCISES,"  
SEEKS TO REBUTT WHAT IT CALLS COURT'S "GROTESQUE LEGAL  
CONSTRUCTIONS," AND WARNS THAT ANY ATTEMPT TO APPLY  
"REVANCHIST" INTERPRETATIONS OF GRT IN PRACTICE WOULD  
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 BERLIN 01414 170837Z

NOT ONLY BE DOOMED TO FAILURE BUT ALSO SERIOUSLY BURDEN

GDR-FRG RELATIONS.

2. COMMENT. GDR CLEARLY COULD NOT HAVE REMAINED SILENT ABOUT KARLSRUHE INTERPRETATIONS, WHICH FOR MOST PART DIAMETRICALLY OPPOSED TO GDR POSITION THAT GRT HAS SEALED DIVISION OF GERMAN REICH INTO TWO COMPLETELY INDEPENDENT AND SOVEREIGN STATES. AT SAME TIME, GDR PRESUMABLY AWARE THAT A VIOLENT REACTION BY IT COULD INCREASE WEIGHT OF THOSE INTERPRETATIONS IN CONTEXT OF FRG DOMESTIC POLITICS. THIS PROBABLY EXPLAINS DELAY IN, AND ESSENTIALLY IRONICAL TONE OF, ND COMMENTARY. GDR'S EFFORT TO TREAT KARLSRUHE INTERPRETATIONS AS MERE "REVERIES" DEVOID OF ANY PRACTICAL SIGNIFICANCE ALSO EVIDENT FROM FACT THAT ND NOT ONLY CAREFULLY AVOIDS ASSOCIATING BONN GOVERNMENT WITH THOSE INTERPREATIONS BUT ALSO ACCOMPANIES ITS COMMENTARY WITH EXCERPTS FROM SPD ORGAN VORWAERTS AUGUST 9 ARTICLE CRTICIZING LACK OF REALISM SHOWN BY CONSTITUTIONAL COURT.KLEIN

LIMITED OFFICIAL USE

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** n/a  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 17 AUG 1973  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** hilburpw  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1973BERLIN01414  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** n/a  
**From:** BERLIN  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1973/newtext/t19730832/aaaaaxkr.tel  
**Line Count:** 79  
**Locator:** TEXT ON-LINE  
**Office:** ACTION EUR  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:**  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** A. BONN 10905  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** hilburpw  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 13 AUG 2001  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <13-Aug-2001 by izenbei0>; APPROVED <19-Sep-2001 by hilburpw>  
**Review Markings:**

Declassified/Released  
US Department of State  
EO Systematic Review  
30 JUN 2005

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** GDR REACTION ON FRG CONSTITUTIONAL COURT DECISION  
**TAGS:** PFOR, GC, GE  
**To:** STATE  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005